Discrimination in attachment of cash flow statement

1568. SHRI RAJKUMAR DHOOT: Will the Minister of FINANCE be pleased to state:

(a) whether it is a fact that cash flow statement proposed to be included in the Income Tax Return for next year is applicable to salaried class and to self-employed persons irrespective of their income;

(b) if so, the details thereof and the reasons for this discrimination; and

(c) how it is proposed to obtain information on cash flow from persons within Income Tax payee bracket?

THE MINISTER OF STATE IN THE MINISTRY OF FINANCE (SHRI S. S. PALANIMANICKAM): (a) The income-tax return forms are assessment year specific. The Government has notified the income-tax return forms for Assessment year 2006-07. The income-tax return forms for next year have not yet been notified.

(b) Cash Flow Statement has been included in the income-tax return Form No. 2F, Form No. 3 and Form No. 2 notified for Assessment year 2006-07. This statement seeks the amount of receipts and outgoing during the year. However, details of each receipt or outgoing are not required to be filled out. A taxpayer has the option of not filling out the cash flow statement. Therefore, there is no discrimination.

(c) The information is sought from the tax payer himself through the cash-flow statement in the income-tax return.

Duties levied on petroleum products

1569. SHRIMATI HEMA MALINI: Will the Minister of FINANCE be pleased to state:

(a) the net income as customs duty, excise duty and any other taxes levied on petroleum products during last five years from 1st April, 2001 to 31st March, 2006;

(b) what were the rates of duties or taxes levied during the last five years from 1st April, 2001 to 31st March, 2006;

(c) whether it is a fact that because of ad valorem duty structure the income from duties/taxes automatically increase because of price rise in international market; and

(d) whether Government shall consider levying duties/taxes on specific duty structure to give some relief to consumers of petroleum products?

THE MINISTER OF STATE IN THE MINISTRY OF FINANCE (SHRI S. S. PALANIMANICKAM): (a) Customs duty and Excise duty collected from petroleum products during the last five years from 1st April, 2001 to 31st March, 2006 is given below:

(Rs. in crore)

Description	2001-02	2002-03	2003-04	2004-05	2005-06 (provisional)
Excise	29337	35961	40151	43145	51750
Customs	6767	9166	10582	13250	11394
TOTAL	36104	45127	50733	56395	63144

(b) Effective rate of Customs and Excise duties on vaious petroleum products is given in the statement (*See* below).

(c) Customs duty is leviable on *ad valorem* basis and is relatable to international price. Excise duty on petrol and High Speed Diesel oil is leviable on specific-cum-ad valorem basis and the *ad valorem* component of excise duty is related to ex-refinery price.

(d) At present, there is no proposal under the consideration of the government to make change in excise duty structure and rates on petroleum products.

Statement

Customs Duty rates of Petroleum Products from 2001-02

Sl. No.	Product	2001-02 &	2002-03	2003-04*	2004-05**	2005-06
1	Crude Petroleum	10%	10%	10% + Rs. 50 PMT NCCD	10% 5%	
2	CNG	10%	10%	10%	10% 10%	
3	Motor Spirit	20% + Re. 1/ltr. ACD	20% + Re. 1/ltr. ACD	20% + Re. 1.5/ltr. ACT#	20% + Re. 1.5/ltr. ACD (CD reduced to 15% w.e.f. 18.8.04)	10%
4	HSD	20% + Re. 1/ltr. ACD	20% + Re. 1/ltr. ACD	20% + Re. 1.5/ltr. ACD	20% + Re. 1.5/ltr. ACD (CD reduced to 15% w.e.f. 18.8.04)	10%
5	Furnace Oil	20%	20%	20%	20% 10%	
6	LPG	10%	10%	10%	10% Nil (CD reduced to 5% w.e.f. 18.8.04)	
7	Naphtha	5% (increased to 10% w.e.f. 31.3.2001) @	10%	10%	10% 10%	
8	ATF	20%	20%	20%	20% 10%	
9	LDO	20%	20%	20%	20% 10%	
10	Kerosene (PDS)	5% (imposed for 1st time)	10%	10%	10% Nil (CD reduced to 5% w.e.f. 18.8.04)	
11	Lubricating oils	20%	20%	20%	20% 10%	
12	LNG	5% (CVD exempted)	5% (CVD exempt)	5% (CVD nil by notn 57/2003 CE dt. 27.6.2003)	5% (CVD at effective rate by notn 66/2004 dt. 9.7.2004 but effective CVD is also nil)	5%

& LNG exempted from CVD to reduce cost of LNG projects.

* NCCD@ Rs. 50 PMT imposed on crude in wake of drought.

ACD on petrol and diesel was increased from Re. 1/ltr. to Rs. 1.5/ltr. to increase the availability of funds for National Highway Project and road construction in general.

** Duty reduced on petrol, diesel, kerosene and LPG to check domestic price rise in the wake of rise in international oil prices.

Central Excise Duty rates of Petroleum Products from 2001-02

Sl. No.	Product	2001-02	2002-03*	2003-04	2004-05	2004-05 Interim Budget	2005-06
1	Crude Petroleum	Nil Rs. 900 PMT cess	Nil Rs. 1800 PMT cess, Nil for NELP field Rs. 900 PMT for PSC fields	Nil Rs. 1800 PMT cess, Nil for NELP fields Rs. 900 PMT for PSC fields (NCCD of Rs. 50 PMT)	Nil Rs. 1800 PMT cess, Nil for NELP fields Rs. 900 PMT for PSC fields (NCCD of Rs. 50 PMT)	Nil Rs. 1800 PMT cess, Nil for NELP fields Rs. 900 PMT for PSC fields (NCCD of Rs. 50 PMT)	Nil Rs. 1800 PMT cess Nil for NELP fields Rs. 900 PMT for PSC fields (NCCD of Rs. 50 PMT)
2.	Natural gas	Nil	Nil	Nil	Nil	Nil	Nil
3.	Motor Spirit	16%+16%+Re.1/ltr AED (w.e.f. 12/01/02 ED raised to 20% +Re. 1/ltr)****	16%+16% +Re.1/ltr AED+ Rs.6/ltr SAED** (SED reduced to 14% w.e.f. 4/6/02***	16%+14% +Rs. 1.5/ltr AED +Rs. 6/ltr SAED	16%+14% +Rs. 1.5/ltr AED+ Rs. 6/ltr SAED (SED reduced to 10% w.e.f. 16/6/04)***	16%+10% +Rs. 1.5/ltr AED+ Rs. 6/ltr SAED (SED reduced to 7% w.e.f. 18/8/04)***	8%+Rs. 5/ltr+ Rs. 2/ltr+Rs. 6/ltr
4.	HSD	16%+Re. 1/ltr AED (w.e.f. 12/01/02 duty raised to 20%+ Re. 1/ltr.)****	16%+ Re. 1/ltr AED (ED reduced to 14% w.e.f. 4/6/02)***	14%+Rs. 1.5/ltr AED	14%+Rs. 1.5/ltr AED (ED reduced to 11% w.e.f. 16th June 04)***	11%+Rs. 1.5/ltr AED (ED reduced to 8% w.e.f. 18/8/04)***	8%+Rs. 1.25/ltr+ Rs. 2/ltr.
5.	Furnace Oil	16%	16%	16%	16%	16%	16%
6.	LPG (domestic)	8%	16%	16%	16% (ED reduced to 8% w.e.f. 16/6/04)***	8%	Nil
7.	Naphtha	16%	16%	16%	16%	16%	16%
8.	ATF	16%	16%	16% (ED Reduced to 8% w.e.f. 9/1/04, Naresh Chandra comm. recommen-dations)	8%	8%	8%

Sl. No.	Product	2001-02	2002-03*	2003-04	2004-05 Interim Budget	2004-05	2005-06
9.	LDO	16%	16%	16%+Rs. 1.5/ltr AED	16%+Rs. 1.5/ltr AED	16%+Rs. 1.5/ltr AED****	16%+Rs. 2.75/ltr
10.	Kerosene PDS	8%	16%	16%	16%	16% (ED reduced to 12% w.e.f. 18/8/04)***	Nil
11.	Lubricating oils	16%	16%	16%	16%	16%	16%
12.	CNG	8% (Duty imposed first time)	16%	16%	16%	16%	16%

* Cess on crude increased to meet the burden of subsidy on kerosene and LPG which shifted to budget w.e.f 1st April, 2002. Concessional rate on LPG and kerosene done away with.

** SAED imposed after reducing duty from 90% to 32%, as surcharge for National highway project.

*** Duty reduced on petrol, diesel, kerosene and LPG to check domestic price rise in the wake of rise in international oil prices.

**** Duty on LDO increased by Rs. 1.5/ltr to check its diversion for adulteration of diesel.